

REMARKS

Claims 1-30 stand rejected on the following grounds:

- a) non-statutory obviousness-type double patenting over claims 1-14 of US 6,503,492;
- b) non-statutory obviousness-type double patenting over claims 1-18 of US 6,713,051;
- c) non-statutory obviousness type double patenting over claims 1-24 of copending application no. 11/284,298, filed November 21, 2005, and published as US 2006/0115441; and
- d) under 35 U.S.C. 103(a) as obvious over US 6,503,492 and US 6,713,051.

To advance the prosecution of this application, Applicants herewith submit Terminal Disclaimers over US 6,503,492 and US 6,713,051, which Disclaimers are believed to moot the obviousness type double patenting rejections over same. The submission of the Terminal Disclaimers is made without any concession as to the validity of the double patenting rejection.

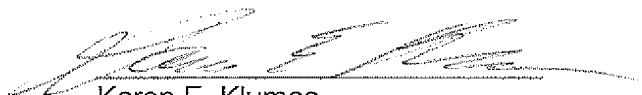
Without making any concession that either US 6,503,492 or US 6,713,051 is properly citable under 35 U.S.C. 103, the undersigned notes that the subject application, US 6,503,492 and US 6,713,051 were each owned by or subject to an obligation of assignment to Unilever Home & Personal Care USA, division of Conopco, Inc., at the time the claimed invention of the subject application was made. It is, therefore, respectfully submitted that the rejection under 35 USC 103 should be removed.

Accordingly, it is believed that the only rejection remaining is the provisional, obviousness type double patenting rejection over later filed co-pending unexamined application Serial No. 11/284,298. The Examiner is respectfully requested to withdrawn this provisional, obviousness type double patenting rejection (which is believed to be premature), and to allow the application to issue without the need for a Terminal Disclaimer over U.S. application Serial No. 11/284,298. If necessary, the requirement for a Terminal Disclaimer may be made in the later-filed application.

It is respectfully submitted that this submission overcomes the outstanding rejections; accordingly, reconsideration and allowance of the subject claims is respectfully requested.

If a telephone conversation would be of assistance in advancing the prosecution of the present application, applicants' undersigned attorney invites the Examiner to telephone at the number provided.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Karen E. Klumas', written over a horizontal line.

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